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OFFICE OF PETITIONS

**GENERAL ELECTRIC COMPANY
GLOBAL RESEARCH
ONE RESEARCH CIRCLE
PATENT DOCKET RM BLDG. K1-4A59
NISKAYUNA NY 12309**

| | | |
|------------------------------|---|-------------|
| In re Application of | : | |
| Daniel White SEXTON, et al | : | |
| Application No. 10/672,043 | : | ON PETITION |
| Filed: September 26, 2003 | : | |
| Attorney Docket No. 125836-1 | : | |

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed January 5, 2010, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned as a result of petitioner's failure to file an appeal brief (and fee required by 37 CFR 41.20(b)(2)) within the time period provided in 37 CFR 41.37(a)(1). An appeal brief (and appeal brief fee) was not filed within two (2) months of the Notice of Appeal filed September 4, 2009. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained, the appeal was dismissed and the proceedings as to the rejected claims were terminated. See 37 CFR 1.197(b). As no claim was allowed, the application became abandoned on November 5, 2009. *See* MPEP 1215.04.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an Appeal Brief and fee; (2) the petition fee of \$1620; and (3) the required statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-6735.

This application is being referred to Technology Center 2464 for further processing in the normal course of business on the reply received January 5, 2010.

/DCG/

Diane C. Goodwyn
Petitions Examiner
Office of Petitions